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OFFICE OF PETITIONS

In re Application of
Pickleman et al.
Application No. 10/821,281
Filed: April, 8, 2004
Attorney Docket No. DEP-0350-R

DECISION ON PETITION

This is a decision on the petition under 37 CFR §1.137(b), filed August 14, 2006.

This above-identified application became abandoned for failure to timely file a proper response to a final Office Action which was mailed on May 13, 2005. The final Office Action set a three (3) month shortened statutory period for reply. A reply and one month extension of time were submitted on September 19, 2005. An Office communication was mailed on October 6, 2005 setting a reply period of November 6, 2005. A reply was submitted on October 27, 2005. A Notice of Non-Compliant Amendment was mailed November 8, 2005. The Notice of Non-Compliant Amendment did not provide applicant with additional time for reply. Accordingly, this application became abandoned on November 9, 2005. A Notice of Abandonment was mailed August 8, 2006.

The requirements for a grantable petition under 37 CFR §1.137(b) have been met. This petition is hereby **Granted**.

The Request for Continued Examination (RCE) and the amendment submitted with the instant petition will be forwarded to Technology Center 3700 for further processing.

Telephone inquiries concerning this matter should be directed to the undersigned at (571) 272-3215.

Charlema R. Grant
Petitions Attorney
Office of Petitions